

That section sixty (60) of the compiled code of Iowa is amended, revised and codified to read as follows:

- 1 SEC. 6. **Number and price.** Six thousand (6,000) copies of said
- 2 volumes shall be printed and sold at such price as the executive coun-
- 3 cil shall fix, but in no case at less than cost.

[C. C. 60, modified.]

- 1 SEC. 7. **Publication clause.** This act being deemed of immediate
- 2 importance shall be in force and effect from and after its publication
- 3 in the Des Moines Register and the Des Moines Capital, newspapers
- 4 published in Des Moines, Iowa.

Approved April 12, A. D. 1923.

I hereby certify that the foregoing act was published in the Des Moines Capital April 13, 1923, and the Des Moines Register April 14, 1923.

W. C. RAMSAY, *Secretary of State.*

CHAPTER 225

REPORTER OF SUPREME COURT

S. F. 11

AN ACT to amend, revise and codify chapter seven (7) of title two (2) of the compiled code of Iowa, and sections one hundred sixty-nine (169) and one hundred seventy-five (175) of the supplement to said code, relating to the reporter of the supreme court and editor of the code, the preparation, printing, and distribution of the reports of the supreme court, and annotations to the code, and making an appropriation therefor.

Be it enacted by the General Assembly of the State of Iowa:

That chapter seven (7) of title two (2) of the compiled code of Iowa, and sections one hundred sixty-nine (169) and one hundred seventy-five (175) of the supplement to said code are amended, revised, and codified to read as follows:

CHAPTER

REPORTER OF THE SUPREME COURT AND CODE EDITOR

- 1 SECTION 1. **Appointment.** Within ninety (90) days prior to the
- 2 first secular day in January, nineteen hundred twenty-seven (1927),
- 3 and every four (4) years thereafter the judges of the supreme court
- 4 shall appoint a reporter of the supreme court who shall hold office
- 5 for four (4) years from said secular day and until his successor has
- 6 been appointed, and has qualified. Vacancies shall be filled by said
- 7 judges for the unexpired portion of the term. Chapter twenty-four
- 8 (24) of title four (4) shall not apply to appointments under this
- 9 section.

[C. C. 8478, 8479.]

1 **SEC. 2. Office.** The office of the reporter of the supreme court shall
2 be at the seat of government. He shall devote his entire time to the
3 duties of his office.

[C. C. 166.]

1 **SEC. 3. Access to opinions.** He shall, under the direction of the
2 judges of the supreme court, have such access to the opinions of the
3 court as will enable him to discharge his duties.

[C. C. 167, modified.]

1 **SEC. 4. Syllabi—index—tables.** He shall promptly prepare syllabi
2 for all opinions of the supreme court, and an index and proper tables
3 for each volume of the reports. He shall have no pecuniary interest
4 in the reports.

[C. C. 168, modified.]

1 **SEC. 5. Publication of reports.** The reports of the supreme court
2 shall be published under such contract as a majority of the judges
3 of the supreme court may prescribe, or they may order said reports
4 to be published by the state under contract entered into by the state
5 printing board, but in case of publication by the state, volume one
6 hundred seventy-eight (178) shall be treated as the legal standard
7 and shall be adhered to unless a modification is agreed to by said
8 judges or a majority thereof.

[S. C. C. 169, modified.]

1 **SEC. 6. Judges may resume jurisdiction.** If said reports be ordered
2 published by the state, said judges may, in case the results after trial
3 are not satisfactory to them, resume, at the termination of any exist-
4 ing contract, jurisdiction over the publication of said reports.

[New.]

1 **SEC. 7. Purchase by state.** Said judges shall, when said reports
2 are published under contract entered into by them, certify to the
3 secretary of state the number of copies of each volume necessary to
4 make free distribution authorized by law, which number shall not
5 exceed three hundred fifty (350). The secretary of state shall at
6 once, on behalf of the state, order said number of the publisher and
7 make distribution thereof as provided by law. The purchase price
8 of such volumes shall be paid from any unappropriated funds in the
9 state treasury.

[S. C. C. 169, modified.]

1 **SEC. 8. Sale by secretary of state.** Said reports, when published
2 by the state, shall be in the custody of the secretary of state, who shall
3 sell the same at such price as may be determined by the executive
4 council.

[S. C. C. 169, modified.]

1 **SEC. 9. Distribution of reports.** The copies received by the secre-
2 tary of state shall be distributed by him as follows:

- | | | |
|---|-------------------------------------------------------|----------|
| 3 | 1. To library of congress..... | 2 copies |
| 4 | 2. To library supreme court United States..... | 2 copies |
| 5 | 3. To each supreme, district, superior, and municipal | |

6	judge (not including police judges).....	1 copy
7	4. To each United States district judge whose dis-	
8	tricts lie within this state.....	1 copy
9	5. To the clerk of the supreme court.....	1 copy
10	6. To the attorney general.....	1 copy
11	7. To the state library.....	75 copies
12	8. To each county.....	1 copy
13	9. To each county where district court is held in more	
14	than one place.....	2 copies
15	10. To supreme court reporter.....	2 copies
16	11. To law library state university.....	50 copies
17	12. To library state historical society.....	5 copies
18	13. To the library Iowa state college of agriculture and	
19	mechanic arts.....	2 copies

[C. C. 170.]

1 SEC. 10. **Exchange.** The volumes delivered to the state library
2 shall be used for the purpose of effecting exchange with other states,
3 foreign countries and provinces, for similar reports. All books re-
4 ceived in such exchange shall become a part of the state library.

[C. C. 170, modified.]

1 SEC. 11. **New edition.** The supreme court may, when the public
2 interest requires it, order the publication of a new edition of any
3 volume of its reports of which the copyright is not owned by the
4 state, and may require compliance therewith within six (6) months
5 by an order entered of record. Failure to comply with said order
6 shall work a forfeiture of said copyright to the state.

[C. C. 171.]

1 SEC. 12. **Editor of code—duties.** The reporter of the supreme
2 court shall be editor of the code whose duties shall be:

- 3 1. To submit such recommendations as he deems proper to each
4 general assembly for the purpose of amending, revising and codifying
5 such portions of the law as may be conflicting, redundant, ambiguous,
6 or which require legislative action to make clear.
- 7 2. To edit and compile the code after each session of the general
8 assembly so that the same may be printed in an up-to-date manner at
9 any time ordered by the general assembly.
- 10 3. To edit and prepare for publication a series of annotations of
11 the statutes of Iowa containing annotations of all such statutes as have
12 been construed by the supreme court of this state or the federal
13 courts, and the same shall be printed in separate volumes arranged
14 in the same manner as the titles, chapters and sections of the code.
- 15 4. To re-edit and keep brought up to date the said annotations so
16 that the same may be reprinted at any time ordered by the general
17 assembly.
- 18 5. To issue, from time to time, at the direction of the supreme
19 court, a digest of the reported cases published in the current reports
20 of said court.

[C. C. 173; S. C. C. 173-a1, 173-a3, 173-a4, modified.]

Note: The word "statutes" in line 11 is "statues" in enrolled bill.

SEC. 13. Publication and distribution of annotations and digest.

1 The annotations and digests provided for in the preceding section
2 shall be printed and paid for in the same manner as other public
3 printing, and the executive council shall provide for the sale and dis-
4 tribution of the same.

[S. C. C. 173-a1, modified.]

1 **SEC. 14. Copies of enrolled bills.** The enrolling clerks of the house
2 and senate shall prepare a clear and distinct carbon copy of each
3 enrolled bill or resolution at the time of preparing the original, and
4 immediately deliver said copy to the reporter of the supreme court.

[C. C. 174.]

1 **SEC. 15. Copyrights.** All supreme court reports, books of annota-
2 tions, and digests hereafter published shall be copyrighted in the
3 name of the state of Iowa; but this shall not be construed to prevent
4 the contractor by whom any volume of the reports of the supreme
5 court is published, his representatives, or assigns, from continuing
6 the exclusive publication and sale of such volume so long as he or
7 they shall, in all respects, comply with the requirements of their
8 contract.

[C. C. 172; S. C. C. 173-a3, modified.]

1 **SEC. 16. Assistants—appropriation.** The reporter of the supreme
2 court may by and with the consent of the supreme court, employ the
3 necessary assistance and clerical help at such compensation as may
4 be fixed by the supreme court in addition to those otherwise provided
5 by law, and there is hereby annually appropriated out of any money
6 in the state treasury not otherwise appropriated the sum of five thou-
7 sand dollars (\$5,000.00) to be used for the purpose of carrying out
8 the provisions of this section.

[S. C. C. 173-a2, 175.]

1 **SEC. 17. Present incumbent.** The present incumbent shall hold
2 office until the expiration of the time for which he was appointed and
3 until his successor has been appointed and qualified.

Approved April 21, A. D. 1923.